



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Applicant: Dennis A. Carson et al.

Title: USE OF ETODOLAC FOR THE TREATMENT OF CHRONIC LYMPHOCYTIC LEUKEMIA

Docket No.: 103.014US3

Serial No.: 10/753,665

Filed: January 8, 2004

Due Date: N/A

Examiner: Frederick F. Krass

Group Art Unit: 1614

**Mail Stop Amendment**

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

We are transmitting herewith the following attached items (as indicated with an "X"):

☒ A return postcard.

☒ A Communication Concerning Related Applications (2 pgs.).

☒ A Supplemental Information Disclosure Statement (2 pgs.), Form 1449 (2 pgs.), and copies of 13 cited documents.

Please charge any additional fees or credit overpayment to Deposit Account No. 19-0743.

SCHWEGMAN, LUNDBERG, WOESSNER & KLUTH, P.A.

Customer Number 21186

By: William F. Prout

Atty: William F. Prout

Reg. No. 33,995

CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail, in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on this 16 day of November, 2004.

Niedermeier

Name

William F. Prout

Signature

SCHWEGMAN, LUNDBERG, WOESSNER & KLUTH, P.A.

(GENERAL)



SN 10/753,665

PATENT

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Dennis A. Carson et al. Examiner: Frederick F. Krass  
Serial No.: 10/753,665 Group Art Unit: 1614  
Filed: January 8, 2004 Docket: 103.014US3  
Title: USE OF ETODOLAC FOR THE TREATMENT OF CHRONIC  
LYMPHOCYTIC LEUKEMIA

**COMMUNICATION CONCERNING RELATED APPLICATIONS**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Applicants would like to bring to the Examiner's attention the following related applications in the above-identified patent application:

<u>Serial/Patent No.</u>	<u>Filing Date</u>	<u>Attorney Docket</u>	<u>Title</u>
09/360,020 6,545,034	July 23, 1999	103.014US1	USE OF ETODOLAC FOR THE TREATMENT OF CHRONIC LYMPHOCYTIC LEUKEMIA
10/236,221	September 5, 2002	103.014US2	USE OF ETODOLAC FOR THE TREATMENT OF CHRONIC LYMPHOCYTIC LEUKEMIA
09/589,476	June 7, 2000	103.021US1	USE OF ETODOLAC IN THE TREATMENT OF CANCER
09/634,207	August 9, 2000	103.022US1	INDOLE COMPOUNDS USEFUL FOR THE TREATMENT OF CANCER
10/667,208	September 19, 2003	103.032US1	USE OF ETODOLAC TO TREAT HYPERPLASIA
10/682,790	October 9, 2003	103.038US1	INDOLE COMPOUNDS USEFUL FOR THE TREATMENT OF CANCER

COMMUNICATION CONCERNING RELATED APPLICATIONS

Serial Number: 10/753,665

Filing Date: January 8, 2004

Title: USE OF ETODOLAC FOR THE TREATMENT OF CHRONIC LYMPHOCYTIC LEUKEMIA

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Dkt: 103.014US3

Respectfully submitted,  
DENNIS A. CARSON ET AL.

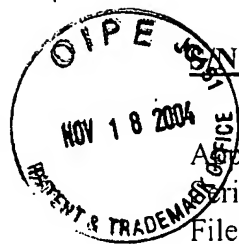
By Applicants' Representatives,  
SCHWEGMAN, LUNDBERG, WOESSNER & KLUTH, P.A.  
P.O. Box 2938  
Minneapolis, MN 55402  
(612) 373-6968

Date November 16, 2004 By William F. Prout  
William F. Prout  
Reg. No. 33,995

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NIADK JAC  
Name

William F. Prout  
Signature



10/753,665

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	Dennis A. Carson et al.	Examiner:	Frederick F. Krass
Serial No.:	10/753,665	Group Art Unit:	1614
Filed:	January 08, 2004	Docket:	103.014US3
Title:	USE OF ETODOLAC FOR THE TREATMENT OF CHRONIC LYMPHOCYTIC LEUKEMIA		

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

In compliance with the duty imposed by 37 C.F.R. § 1.56, and in accordance with 37 C.F.R. §§ 1.97 *et. seq.*, the enclosed materials are brought to the attention of the Examiner for consideration in connection with the above-identified patent application. Applicants respectfully request that this Supplemental Information Disclosure Statement be entered and the documents listed on the attached Form 1449 be considered by the Examiner and made of record. Pursuant to the provisions of MPEP 609, Applicants request that a copy of the 1449 form, initialed as being considered by the Examiner, be returned to the Applicants with the next official communication.

Pursuant to 37 C.F.R. §1.97(b), it is believed that no fee or statement is required with the Supplemental Information Disclosure Statement. However, if an Office Action on the merits has been mailed, the Commissioner is hereby authorized to charge the required fees to Deposit Account No. 19-0743 in order to have this Supplemental Information Disclosure Statement considered.

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Serial No : 10/753,665

Filing Date: January 08, 2004

Title: USE OF ETODOLAC FOR THE TREATMENT OF CHRONIC LYMPHOCYTIC LEUKEMIA

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Dkt: 103.014US3

The Examiner is invited to contact the Applicants' Representative at the below-listed telephone number if there are any questions regarding this communication.

The present application is either a U.S. national patent application filed after June 30, 2003 or an international application that entered the national stage under 35 U.S.C. § 371 after June 30, 2003. Thus, Applicant believes that the U.S. Patent & Trademark Office has waived the requirement under 37 C.F.R. 1.98 (a)(2)(i) for submitting a copy of each cited U.S. patent and each U.S. patent application publication. The waiver is provided in a pre-OG notice from the U.S. Patent & Trademark Office entitled "Information Disclosure Statements May Be Filed Without Copies of U.S. Patents and Published Applications in Patent Applications filed after June 30, 2003" and dated July 11, 2003. Applicant acknowledges the requirement to submit copies of foreign patent documents and non-patent literature in accordance with 37 C.F.R. 1.98(a)(2).

Respectfully submitted,  
DENNIS A. CARSON ET AL.

By their Representatives,  
SCHWEGMAN, LUNDBERG, WOESSNER & KLUTH, P.A.  
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Minneapolis, MN 55402  
(612) 373-6968

Date November 16, 2004 By William F. Prout  
William F. Prout  
Reg. No. 33,995

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Nicole J. ...  
Name

William F. Prout  
Signature

Substitute for form 1449A/PTO

**INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT**

(Use as many sheets as necessary)



Complete if Known

Application Number	10/753,665
Filing Date	January 8, 2004
First Named Inventor	Carson, Dennis
Group Art Unit	1614
Examiner Name	Krass, Frederick

Sheet 1 of 2

Attorney Docket No: 103.014US3

**US PATENT DOCUMENTS**

Examiner Initial *	USP Document Number	Publication Date	Name of Patentee or Applicant of cited Document	Filing Date If Appropriate
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**EXAMINER****DATE CONSIDERED**

Substitute Disclosure Statement Form (PTO-1449)

\* EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. 1 Applicant's unique citation designation number (optional) 2 Applicant is to place a check mark here if English language Translation is attached

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449A/PTO

**INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT**

(Use as many sheets as necessary)

Complete if Known

<b>Application Number</b>	10/753,665
<b>Filing Date</b>	January 8, 2004
<b>First Named Inventor</b>	Carson, Dennis
<b>Group Art Unit</b>	1614
<b>Examiner Name</b>	Krass, Frederick

Sheet 2 of 2

Attorney Docket No: 103.014US3

**FOREIGN PATENT DOCUMENTS**

Examiner Initials*	Foreign Document No	Publication Date	Name of Patentee or Applicant of cited Document	T <sup>2</sup>
	WO-0106990A2	02/01/2001	Carson, Dennis A.	
	WO-0212188A2	02/14/2002	Carson, Dennis A.	
	WO-9748391A3	12/24/1997	Xiaotao, Quian	
	WO-98/40078A1	09/17/1998	Rephaeli, A.	

**OTHER DOCUMENTS -- NON PATENT LITERATURE DOCUMENTS**

Examiner Initials*	Cite No <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>2</sup>
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**EXAMINER****DATE CONSIDERED**

Substitute Disclosure Statement Form (PTO-1449)

\* EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 809. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.<sup>1</sup> Applicant's unique citation designation number (optional) <sup>2</sup> Applicant is to place a check mark here if English language Translation is attached